IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929

WP(C).No. 29419 of 2007(B)

PETITIONER:

PREEDATH P.C.,
PALAKKAL HOUSE, KIZHAKKUMPURAM P.O.,
MANNUR, PALAKKAD.
NOW WORKING AS LINEMAN GRADE-II, ELECTRICAL
SECTION, OTTAPPALAM.

BY ADV. SRI.M.R.NANDAKUMAR
SRI.K.ANAND

RESPONDENTS:

---

1. THE CHIEF ENGINEER,
ELECTRICAL CIRCLE, SHORNUR.

2. THE DEPUTY CHIEF ENGINEER,
ELECTRICAL CIRCLE, SHORNUR.

3. EXECUTIVE ENGINEER,
ELECTRICAL DIVISION, SHORNUR.

4. THE ASSISTANT ENGINEER,
ELECTRICAL SECTION, OTTAPPALAM.

5. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION, PATTAMBI.

BY ADV. SRI.K.S.ANIL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J

W.P.(C). 29419/2007

Dated this the 5th day of November, 2007

JUDGMENT

The main challeng in this writ petition is against Ext.P4 by which disciplinary proceedings have been initiated against the petitioner alleging insubordination. Petitioner contends that by Ext.P3 judgment, this Court had directed the second respondent to pass an order on Ext.P2. That was not done, instead disciplinary proceedings have been initiated.

2. On instructions, second respondent has filed a statement producing Annexure-R2(a) order passed by the KSEB, which was passed on Ext.P2 pursuant to Ext.P3 judgment. The initiation of disciplinary proceedngs has nothing to do with the transfer from Ottappalam to Pattambi. It is submitted by the learned counsel for the petitioner that in circumstances, where Annexure-R2(a) order is now produced before the Court, his right to take furter proceedings in relation to the disciplinary action

initiated under Ext.P4, may be left open and he seeks to withdraw the petition. Without prejudice to the said right, this writ petition is dismissed as withdrawn.

V.GIRI
Judge

mrcs